

DIVISION II

ARKANSAS COURT OF APPEALS
NOT DESIGNATED FOR PUBLICATION
KAREN R. BAKER, Judge

CACR03-1319

FEBRUARY 7, 2007

EDDIE LEE PATRICK, JR.

APPELLANT

v.

STATE OF ARKANSAS

APPEAL FROM THE JEFFERSON
COUNTY CIRCUIT COURT
[CR-02-765-2]

HONORABLE RANDALL WILLIAMS,
JUDGE

APPELLEE

AFFIRMED

Appellant, Eddie Lee Patrick, was convicted of one count of terroristic threatening and one count of rape by a jury in Jefferson County Circuit Court. He was sentenced to a total of 480 months in the Arkansas Department of Correction. Pursuant to *Anders v. California*, 386 U.S. 738 (1967), and Ark. Sup. Ct. R. 4-3(j), appellant's counsel has filed a motion to withdraw on grounds that the appeal is wholly without merit. The motion is accompanied by an abstract and addendum of the proceedings below, including all objections and motions decided adversely to appellant, and a brief in which counsel explains why there is nothing in the record that would support an appeal.

The clerk of this court provided appellant with a copy of his counsel's brief and notified him of his right to file a *pro se* list of points on appeal within thirty days. Appellant filed a list of *pro se* points on appeal, but his arguments present issues that were either related to the credibility of the witnesses, barred from being raised on appeal, or adequately covered in his counsel's brief. The State has filed a brief in which it concurs that appellant's appeal is without merit.

From our review of the record and the briefs presented to us, we find compliance with Rule

4-3(j) and that the appeal is wholly without merit. Accordingly, counsel's motion to withdraw is granted, and the conviction is affirmed.

GLADWIN and BIRD, JJ., agree.